UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/967,106	09/27/2001	Venkat Konda	M-12222 US	8102

			EXAMINER
38139	7590	05/25/2004	ZIMMERMAN, BRIAN A

TEAK NETWORKS, INC.
6278 GRAND OAK WAY
SAN JOSE, CA 95135

ART UNIT	PAPER NUMBER
2635	14

DATE MAILED: 05/25/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

PTO-90C (Rev. 10/03)

UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, DC 20231
www.uspto.gov

Paper No.

Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment document filed on **5/10/04** is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121, as amended on June 30, 2003 (see *68 Fed. Reg. 38611*, Jun. 30, 2003). In order for the amendment document to be compliant, correction of the following omission(s) or provision is required. **Only the section (1.121(h)) of the amendment document containing the omission or non-compliant provision must be resubmitted (in its entirety), e.g., the entire "Amendments to the claims" section of applicant's amendment document must be re-submitted.**

THE FOLLOWING CHECKED (X) ELEMENTS(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

☒ 1. Amendments to the specification:

    ☐   A. Amended paragraph(s) do not include markings.

    ☐   B. New paragraph(s) should not be underlined.

    ☒   C. Other *The whole paragraph must be submitted with the amended words marked with underlines & strike throughs for words added or deleted.*

☐ 2. Abstract:

    ☐   A. Not presented on a separate sheet. 37 CFR 1.72.

    ☐   B. Other_____

☐ 3. Amendments to the drawings: _____

☒ 4. Amendments to the claims:

    ☐   A. A complete listing of <u>all</u> of the claims is not present.

    ☐   B. The listing of claims does not include the text of all claims (incl. withdrawn claims)

    ☐   C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified.

    ☐   D. The claims of this amendment paper have not been presented in ascending numerical order.

    ☒   E. Other: *when adding new claims you must start the 1st new claim with 110........*

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP Sec. 714 and the USPTO website at http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/officeflyer.pdf.

If the non-compliant amendment is a **PRELIMINARY AMENDMENT**, applicant is given ONE MONTH from the mail date of this letter to supply the corrected section which complies with 37 CFR 1.121. Failure to comply with 37 CFR 1.121 will result in non-entry of the preliminary amendment and examination on the merits will commence without consideration of the proposed changes in the preliminary amendment(s). This notice is not an action under 35 U.S.C. 132, and this **ONE MONTH time limit is not extendable.**

If the non-compliant amendment is a reply to a **NON-FINAL OFFICE ACTION**, and since the amendment appears to be a *bona fide* attempt to be a reply (37 CFR 1.135(c)), applicant is given a TIME PERIOD of ONE MONTH from the mailing of this notice within which to re-submit the corrected section which complies with 37 CFR 1.121 in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).**

If the amendment is a reply to a **FINAL REJECTION**, this form may be an attachment to an Advisory Action. <u>**The period for response to a final rejection continues to run from the date set in the final rejection,**</u> and is not affected by the non-compliant status of the amendment.

_____
Legal Instruments Examiner (LIE)

July 22, 2003 (rev.)